

CASE CLV-31313A

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Jennifer Chino
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Jennifer Chino
Signature

June 7, 2004
Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Winterton et al.

APPLICATION NO: **09/775,104**

FILED: **February 1, 2001**

FOR: **Single Dip Process for Achieving a Layer by Layer Coating.**

Examiner:

Erma C. Cameron

Art Unit: **1762**

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

COMMENTS ON THE PRIOR ART MADE OF RECORD AND NOT RELIED UPON

Sir:

After reviewing the Copy of the Form PTO-1449 which is initialized by the Examiner and sent to Applicants with the Notice of Allowability on March 9, 2004, Applicants noticed that two references, EP 0 823 458A and Patent Abstract of JP 10 101772, were not listed in the Form PTO-1449 by mistake.

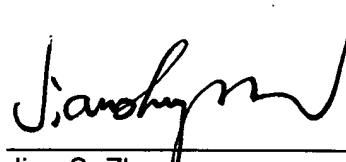
Both references, EP 0 823 458A and Patent Abstract of JP 10 101772, were cited in the International Search Report for the corresponding PCT patent application of the invention, and categorized as a type "A" document (defining the general state of the art which is not considered to be of particular relevance).

Applicants believe that the copies of these two reference were submitted on November 28, 2001, together with the Information Disclosure Statement and the Form PTO-1449 and were mistakenly cited by wrong document numbers for Document "AP" and Document "AQ". For Document "AP", the information about the "date" and "Office" clearly corresponds to that of EP 0 823 458A. For Document "AQ", the information about the "date" clearly corresponds to that of JP 10 101772. As such, Applicants believe that the failure to properly identify the document numbers for documents "AP" and "AQ" in the Form PTO-1449 was an oversight. A copy of the patent abstract of JP 10 101772 was submitted to Examiner Erma C. Cameron of the Art Unit 1762 on February 13, by Fax, together with the copies of the International Search Report and the Office Action from Taiwanese Patent Office.

In accordance with 37 C.F.R. §1.56, applicant wishes to call the Examiner's attention to these two references. Applicants resubmit herewith copies of the International Search Report and the two references (EP 0 823 458A and the patent abstract of JP 10 101772).

Please address all correspondence to Robert Gorman, CIBA Vision, Patent Department, 11460 Johns Creek Parkway, Duluth, GA 30097. The Commissioner is hereby authorized to charge any other fees which may be required under 37 C.F.R. §§1.16 and 1.17, or credit any overpayment, to Deposit Account No. 50-2965.

Respectfully submitted,



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Date: June 7, 2004

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